

Message Text

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PAGE 01 BUCHAR 04816 170733Z

13
ACTION PPT-01

INFO OCT-01 ISO-00 SCA-01 SSO-00 /003 W
----- 017986

O P 170713Z AUG 76
FM AMEMBASSY BUCHAREST
TO SECSTATE WASHDC IMMEDIATE 9275
INFO AMEMBASSY BELGRADE PRIORITY

C O N F I D E N T I A L BUCHAREST 4816

E.O. 11652: N/A
TAGS: CPAS (WAGNER, IOSIF)
SUBJECT: CLAIM OF US CITIZENSHIP

REFS: A) STATE 203405
B) BUCHAREST 4768

1. FIRST EXPATRIATION LETTER TO MOTHER OF IOSIF WAGNER DATED 2 OCTOBER 1950 INFORMED HER THAT SHE HAD LOST CITIZENSHIP THROUGH HER FATHER'S LISTING ON THE NATIONALITY LISTS. SHE WAS INVITED TO BRING IN DOCUMENTATION TO ESTABLISH THE CITIZENSHIP OF HER CHILDREN. SECOND EXPATRIATION LETTER TO HER DATED 26 MAY 1951 STATES THAT SHE LOST CITIZENSHIP 13 JANUARY 1943 BY HER FAILURE TO RETURN TO THE US TO COMPLY WITH RETENTION REQUIREMENTS UNDER ART. 401(A) OF NATIONALITY ACT OF 1940. SHE WAS INFORMED THAT HER TWO CHILDREN WOULD ALSO BE SUBJECT TO RETENTION REQUIREMENTS; IOSIF'S DATE WAS 1 DECEMBER '1956 (ON HIS 16TH BIRTHDAY.)

2. WAGNER WROTE EMBASSY JANUARY 1976 AND WAS INVITED TO COME IN FOR INTERVIEW. HE BROUGHT LEGALIZED COPIES OF HIS PARENTS' MARRIAGE CERTIFICATE AND HIS BIRTH CERTIFICATE, HIS BULETIN OF IDENTITY, HIS MILITARY CARD, AND THE TWO EXPATRIATION LETTERS SENT TO HIS MOTHER. HE ALSO BROUGHT TWO FRIENDS, VASILE ALEXA AND IOAN BRANCOV. WAGNER CLAIMED

HE FIRST BECAME AWARE OF HIS CLAIM IN SEPTEMBER 1975 WHEN HE FOUND THE EXPATRIATION LETTERS AND QUESTIONED HIS MOTHER. IN HIS AFFADAVIT HE STATED THAT HIS MOTHER
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BUCHAR 04816 170733Z

TOLD HIM THAT SHE HAD TRIED TO LEAVE IN 1950 AND COULD

NOT. AS A RESULT, SHE NEVER TOLD THE CHILDREN ABOUT THEIR CITIZENSHIP CLAIMS. MR. BRANCOV'S AFFIDAVIT STATES THAT

HE HAD KNOWN WAGNER SINCE 1959, HAD NEVER HEARD HIM SPEAK ABOUT POSSIBLE US CITIZENSHIP CLAIMS UNTIL HE FOUND SOME PAPERS AT HIS MOTHER'S HOUSE. MR. ALEXA STATED THAT HE HAD KNOWN WAGNER SINCE 1966 AND HAD NEVER HEARD HIM SPEAK OF POSSIBLE CITIZENSHIP CLAIMS UNTIL FALL, 1975. DURING INTERVIEW WAGNER STATED HIS MOTHER HAD DECIDED NOT TO TELL THE CHILDREN ANYTHING BECAUSE SHE FEARED THAT IF HE DESIRE

TO LEAVE BECAME KNOWN, SHE WOULD BE PERSECUTED. ALSO, SHE HAD EFFECTIVELY CEASED CONTACT WITH HER SISTER IN THE US FOR FEAR OF CENSORSHIP, AND SHE CONSEQUENTLY FELT THAT IT WOULD BE IMPOSSIBLE FOR HER CHILDREN EVER TO GO TO THE US. IT IS NOT CLEAR IF WAGNER WAS DRAFTED OR VOLUNTEERED FOR MILITARY SERVICE FROM THE FILE. NATIONALITY CARDS MENTIONED REFTEL B WERE POST RECORDS (I.E., WERE NOT BROUGHT IN AS REFTEL STATED.) THEY ADD NO ADDITIONAL INFO.

3. BASED ON FILE, CONSOFF WOULD AGREE WITH ORIGINAL OPINION OF INTERVIEWING OFFICER THAT WAGNER HAD NOT LOST HIS US CITIZENSHIP.
VIETS

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CITIZENSHIP STATUS, CITIZENSHIP LOSS
Control Number: n/a
Copy: SINGLE
Draft Date: 17 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: izenbei0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976BUCHAR04816
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: DG ALTERED
Executive Order: GS
Errors: N/A
Film Number: D760315-0069
From: BUCHAREST
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760848/aaaabpcj.tel
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Office: ACTION PPT
Original Classification: CONFIDENTIAL
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Original Previous Classification: n/a
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Reference: 76 STATE 203405
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Review Comment: n/a
Review Content Flags:
Review Date: 04 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 MAY 2004 by woolflhd>; APPROVED <31 AUG 2004 by izenbei0>
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Margaret P. Grafeld
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04 MAY 2006

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Review Withdrawn Fields: n/a
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TAGS: CPAS, US, (WAGNER, IOSIF)
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